

August Court — 1732 —

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Polling in the Plea aforesd as followeth &c^t Somerset County b.
Richard Polling late of Somerset County Planter was attached to answer
unto John Collins of a plea of trespass upon the case &c^t And Whereupon the P:
John by Rob^t Jenkins Henry his Attorney complains that whereas the Said
Richard the sixt^h Day of September Seventeen hundred and thirty one at —
Somerset County aforesd within the Jurisdiction of this Court was Indebted unto the Said
John in the sum of Eleven pounds ten shillings in Silver or Gold on Demand
for Value received as by A certain note by the Said Richard Signed and hereunto
 Annexed dated the Day and Year abovesaid may in Court appear and being otherwise
of Indebted the Said Richard in Consideration thereof the Day and Year aforesd
the Place aforesd within the Jurisdiction aforesd and by the note aforesd upon him
self did assume and to the Said John did then and there did faithfully promise
that he the Said Richard the same day Eleven pounds ten shillings so aforesd
to the Said John would faithfully pay and content Neverthe less the Said Rich-
ard his promise and Assumption aforesd made nothing regarding but
Plotting and fraudulently Intending the Said John in that part of England
Subtilly to Deceive and Defraud the aforesaid Eleven pounds ten shillings or
any part thereof to the same John hath not paid altho^x the Said Richard by
the same John on the same day and year aforesd was required and often
Afterwards at Somerset County aforesd within the Jurisdiction aforesd he was
thereunto Requested hath not paid but the same to him hitherto to pay
hath refused and still doth refuse and Deny to the Damages of the Said John
twenty three pounds like money aforesd and thereupon he Comys Sust^t —
All which said thridrd Tuesday of August to wit the fifteenth day of the same
month am^t Dom^d one thousand Seven hundred and thirty two being the day
of the returne of the Said Writt Cometh the Said John Collins by his attorney
and the Sher^t of Somerset County to whom the foregoing Writt was directed
Likewise comes and makes returne thereof to the Court here Endorsed in these
words following Vizt: Non est Inventus delatationis left for: Caldwell J^r:
Whereupon the Said John Collins by his attorney aforesd prayeth that forasmuch
as he has Complied with the Law in Order to an attachment he may have
Judgment against the Same Richard Polling for his Damages aforesd
by way of Attachment according to act of Assembly in such case made and
provided & Whereupon for that it seems to the Court here that the Said J^r
Collins has Complied with the Law as Alleged — Therefore it is —
Considered by the Court here that the said John Collins Recover against
the Said Richard Polling his Damages aforesd Eleven pounds ten
Shillings —